

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Timothy DINAN *et al.*

Appln. No.: 10/797,146

Filed: March 11, 2004

For: **Compositions and Methods for the  
Treatment of Depression and Other  
Affective Disorders**

Art Unit: 1614

Examiner: To Be Assigned

Atty. Docket: 19280.001

Confirmation No.: 4330

**Response to Notice to File Missing Parts of Nonprovisional Application**

**Mail Stop Missing Parts**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

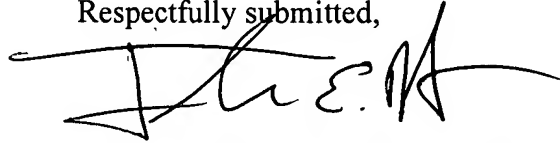
In response to the Notice to File Missing Parts of Nonprovisional Application dated June 1, 2004, Applicants submit the following documents for appropriate action by the U.S. Patent and Trademark Office:

1. a Copy of the Notice to File Missing Parts of Nonprovisional Application mailed June 1, 2004; and
2. an original Combined Declaration and Power of Attorney for Patent Application, executed by Timothy DINAN and Peter DALY (3 pages); and

Please charge the following fees to Deposit Account No. 50-2387, referencing docket number 19280.001:

\$ 65.00 surcharge for late filing of Declaration (small entity)  
\$ 490.00 three-month extension of time fee (small entity)

Respectfully submitted,

A handwritten signature in black ink, appearing to read "D. R. Marsh", with a long horizontal flourish extending to the right.

David R. Marsh (Reg. No. 41,408)  
Milan M. Vinnola (Reg. No. 45,979)  
Thomas E. Holsten (Reg. No. 46,098)

Date: October 28, 2004

ARNOLD & PORTER LLP  
555 Twelfth Street, N.W.  
Washington, D.C. 20004-1206  
(202) 942-5000 (telephone)  
(202) 942-5999 (facsimile)



October 28, 2004

**Mail Stop Missing Parts**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Re: U.S. Patent Application No. 10/797,146  
Filed: March 11, 2004  
Title: **Compositions and Methods for the Treatment of  
Depression and Other Affective Disorders**  
Applicants: Timothy DINAN *et al.*  
Atty. Docket: 19280.001

Sir:

The following documents are forwarded herewith for appropriate action by the U.S. Patent and Trademark Office (PTO):

1. a Petition for Extension of Time Under 37 C.F.R. § 1.136 (three months);
2. a Response to Notice to File Missing Parts of Nonprovisional Application;
3. a Copy of the Notice to File Missing Parts of Nonprovisional Application mailed June 1, 2004;
4. an original Combined Declaration and Power of Attorney for Patent Application executed by Timothy DINAN and Peter DALY (3 pages); and
5. a return postcard.

Please stamp the attached postcard with the filing date of these documents and return it to our courier.

Applicants request that the following fees be charged to Deposit Account No. 50-2387 referencing docket number 19280.001:

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# ARNOLD & PORTER LLP

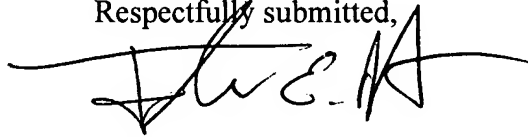
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Commissioner for Patents  
Atty. Docket: 19280.001  
Page 2

\$ 490.00      three-month extension of time fee (small entity)  
\$ 65.00      surcharge for late filing of Declaration (small entity)

In the event that extensions of time beyond those petitioned for herewith are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned. Applicants do not believe any additional fees are due in conjunction with this filing. However, if any fees are required in the present application, including any fees for extensions of time, then the Commissioner is hereby authorized to charge such fees to Arnold & Porter Deposit Account No. 50-2387, referencing matter number 19280.001. A duplicate copy of this letter is enclosed.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'D. R. Marsh', with a long horizontal flourish extending to the left.

David R. Marsh (Reg. No. 41,408)  
Milan M. Vinnola (Reg. No. 45,979)  
Thomas E. Holsten (Reg. No. 46,098)

Attachments



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

IFW #1

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/797,146	03/11/2004	Timothy Dinan	19280.001

28381  
 ARNOLD & PORTER LLP  
 ATTN: IP DOCKETING DEPT.  
 555 TWELFTH STREET, N.W.  
 WASHINGTON, DC 20004-1206

CONFIRMATION NO. 4330

## FORMALITIES LETTER



\*OC000000012825640\*

Date Mailed: 06/01/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$130** for a Large Entity

- **\$130** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

10/29/2004 CCHAU1 00000024 502387 10797146

01 FC:1051 130.00 DA

T. Petro

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE